

To: Kramek, Niva[kramek.niva@epa.gov]
Cc: Borck, Christopher (OCME); [Ex. 6 - Personal Privacy] Bolcer, Julie (OCME)[JBolcer@ocme.nyc.gov]; Legal (OCME); [Ex. 6 - Personal Privacy]
From: Cooney, Dan (OCME)
Sent: Mon 6/27/2016 10:07:25 PM
Subject: RE: Question about public availability of [Ex. 6 - Personal Privacy]
[NYC ME Investigation.pdf](#)

Hello Niva,
I remember this case pretty clearly. The information contained in the investigative report is not publicly available. I have CC'd Julie Bolcer, our Director of Public Affairs, Dr. Christopher Borck, the case ME, and our legal department, who can better speak on what is available for your needs. I am confident they can provide you with the answers.
Thank you,
Dan

Dan Cooney, PA-C
Deputy Director of Forensic Investigations
421 East 26th Street, 8th Floor
New York, New York 10016

Ex. 6 - Personal Privacy

If you are not the intended recipient or have received this communication in error, please notify the sender immediately by telephone and then permanently delete this e-mail without forwarding it to anyone.

-----Original Message-----

From: Kramek, Niva [mailto:kramek.niva@epa.gov]
Sent: Monday, June 27, 2016 5:31 PM
To: Cooney, Dan (OCME)
Subject: Question about public availability of [Ex. 6 - Personal Privacy]

Hello Dan,

I work at US EPA and am working on a proposed regulation on methylene chloride when used in paint and coating removal, such as bathtub refinishing. In our upcoming proposed rule, we describe in the preamble several fatalities resulting from methylene chloride used for paint and coating removal, including the case of Jeffrey Lewis in NYC in December 2014.

We would like to cite a source for the information on this case, and have a copy of a fax from the NYC OCME (attached). However, before citing this information in the Federal Register, I would like to check with you or the appropriate person in OCME:

- is this information publicly available? If not, is there a version to which we can refer the public? (website or published document / summary)
- should we upload this document to our federal docket? I hesitate because it appears to have personal information about the decedent and NOK. Does NYC OCME typically make this report public, or is there a sanitized version?
- Is there a complete report? I have page 1 / 2

Normally we cite public Federal OSHA documents and fact sheets, but since this case happened

relatively recently, it is not captured in any of the federal reports we typically use.

Thanks again -

Niva

Niva Kramek
Existing Chemicals Branch, Chemical Control Division Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
202-564-2897
Kramek.niva@epa.gov